

Message

From: Ortiz, Julia [Ortiz.Julia@epa.gov]
Sent: 8/13/2018 9:08:27 PM
To: Winchester, Erik [Winchester.Erik@epa.gov]
CC: Carmichael, Lea [Carmichael.Lea@epa.gov]; Courtnage, Robert [Courtnage.Robert@EPA.GOV]
Subject: RE: Incoming: Web Edits Requested ASAP
Attachments: Asbestos Web Edits New Use clean2.docx

It's still in the works – Cheryl wanted to focus on the asbestos-specific pages in the heat of the moment. We were supposed to talk about it last week but things never really calmed down. Attached is a redline of the changes that were made to the other sites.

From: Winchester, Erik
Sent: Monday, August 13, 2018 5:01 PM
To: Ortiz, Julia <Ortiz.Julia@epa.gov>
Cc: Carmichael, Lea <Carmichael.Lea@epa.gov>; Courtnage, Robert <Courtnage.Robert@EPA.GOV>
Subject: FW: Incoming: Web Edits Requested ASAP

Julia- It appears that some of the website pages were updated but not the generic discussion of Existing Chemical SNURs (edits on pgs 6-7 of the attached document) on this page <https://www.epa.gov/reviewing-new-chemicals-under-toxic-substances-control-act-tsca/actions-under-tsca-section-5#section%205>
any idea on why not? (I probably know the answer...)

From: Carmichael, Lea
Sent: Wednesday, August 08, 2018 11:08 AM
To: Ortiz, Julia <Ortiz.Julia@epa.gov>; Winchester, Erik <Winchester.Erik@epa.gov>
Cc: Courtnage, Robert <Courtnage.Robert@EPA.GOV>; Scheifele, Hans <Scheifele.Hans@epa.gov>; Mottley, Tanya <Mottley.Tanya@epa.gov>
Subject: RE: Incoming: Web Edits Requested ASAP

Julia,

Please see attached edits on the four webpages as discussed. Please let us know if you have any questions.

Thank you for your guidance,
Lea

From: Ortiz, Julia
Sent: Wednesday, August 8, 2018 9:38 AM
To: Winchester, Erik <Winchester.Erik@epa.gov>
Cc: Carmichael, Lea <Carmichael.Lea@epa.gov>; Courtnage, Robert <Courtnage.Robert@EPA.GOV>; Scheifele, Hans <Scheifele.Hans@epa.gov>; Mottley, Tanya <Mottley.Tanya@epa.gov>
Subject: Re: Incoming: Web Edits Requested ASAP

Checking.

Sent from my iPhone

On Aug 8, 2018, at 9:14 AM, Winchester, Erik <Winchester.Erik@epa.gov> wrote:

Just talked to Steve to coordinate/review of website updates and he's telling me there are other emails flying quickly between him, Nancy and Jeff, we are not on them.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Ortiz, Julia

Sent: Wednesday, August 08, 2018 8:32 AM

To: Carmichael, Lea <Carmichael.Lea@epa.gov>; Winchester, Erik <Winchester.Erik@epa.gov>

Cc: Courtnage, Robert <Courtnage.Robert@EPA.GOV>; Scheifele, Hans <Scheifele.Hans@epa.gov>

Subject: RE: Incoming: Web Edits Requested ASAP

I think this is everything – compiled from two emails and a chat with Cheryl.

General notes from Nancy and Steve:

To be prepared can you work with OPPT and OGC so we can fully understand the link below and get a List of what exactly is still “banned”?

It would also be helpful to have a clear list of those current uses that are in the current PF.

Also this page: <https://www.epa.gov/reviewing-new-chemicals-under-toxic-substances-control-act-tsca/actions-under-tsca-section-5#section%205> has some basic info on SNURs for existing chemicals for some further explanatory language we can put together to explain SNURs

EDF has some good basic explanations here: <http://blogs.edf.org/health/2013/10/01/this-snur-is-not-a-snore/>. Or <http://blogs.edf.org/health/2011/07/11/funny-name-serious-concern-epa-proposes-significant-new-use-rule-for-14-glymes/>

Can you work with them (us) as they provide some clarifying language that the general public will understand.

SA: One of the key misunderstandings in the snopes article (and others) regards the 1989 Asbestos Ban and Phaseout Rule. The sources seem to rely on the following summary text from EPA page (<https://www.epa.gov/asbestos/asbestos-ban-and-phase-out-federal-register-notice>): "In addition, the regulation continues to ban the use of asbestos in products that have not historically contained asbestos, otherwise referred to as 'new uses' of asbestos." They seem to have misunderstood that as a ban on the uses covered by the SNUR, such that the SNUR was reopening the door to some new uses. But in fact, the "new uses" banned by the 1989 rule are only those for which the manufacture, processing, or importation "would be initiated for the first time after August 25, 1989." 40 CFR 763.163 (definition of "new uses of asbestos" for the ABPO rule). The uses covered by the SNUR, meanwhile, are historical uses that were in existence prior to August 25, 1989, such that they were not covered by the ban, but that have since been phased out. I'm not sure of the best way to convey that rather detail-oriented explanation externally (or whether it's worthwhile), but I wanted to relay internally what I think at least some of the confusion stems from.

As far as I can tell there are three pages we should update:

SNUR page:

Ex. 5 Deliberative Process (DP)

<https://www.epa.gov/asbestos/us-federal-bans-asbestos#regulatory>
add SNUR info

Mention first 10, problem formulation, list uses (?)

<https://www.epa.gov/asbestos/asbestos-ban-and-phase-out-federal-register-notices>

See above from Steve.

From: Ortiz, Julia

Sent: Wednesday, August 08, 2018 8:14 AM

To: Carmichael, Lea <carmichael.lea@epa.gov>; Winchester, Erik <Winchester.Erik@epa.gov>

Cc: Courtnage, Robert <Courttnage.Robert@EPA.GOV>; Scheifele, Hans <Scheifele.Hans@epa.gov>

Subject: Incoming: Web Edits Requested ASAP

Some of the articles are linking here: <https://www.epa.gov/asbestos/asbestos-ban-and-phase-out-federal-register-notices>

Nancy suspects that's the root of the confusion. She's requested various changes. I'm compiling them now, I just wanted to grab one/both of you for a rewrite (that will then go through Steve Anderson and up to OCSPP) to clarify what's banned, uses covered in the PF, etc. More details shortly. Thanks!

Julia Q. Ortiz

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Office of Pollution Prevention and Toxics

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